

March 7, 1980

LB 909

SPEAKER MARVEL: Senator DeCamp.

SENATOR DE CAMP: Mr. President, we did a lot of work and we did a lot of study. I don't know what the outcome of the Attorney General's opinion would be but it would just seem to me if it is negative, their problems, you don't have to pursue the bill if it moves further but why don't we move it on now so that we don't have to come back and worry about it. Let's process it and that just seems to me to make common sense.

SENATOR MARSH PRESIDING

SENATOR MARSH: Senator Maresh.

SENATOR MARESH: Madam Chairman, I think I will take Senator DeCamp's advice that this is a good day to move the bill. We can always...if amendments need to be done we could do it on Select File so let's take it up.

SENATOR MARSH: All right.

ASSISTANT CLERK: LB 909 was introduced by Senator Richard Maresh of the 32nd. (Read title.) It was read for the first time on January 23rd and referred to the Government Military and Veterans Affairs Committee. There are committee amendments by Senator Keyes' committee.

SENATOR MARSH: Senator Merz, are you going to handle the committee amendment?

SENATOR MERZ: Mr. President and members, I am unprepared right now. Does somebody else know more about it than I do? I would ask for all the assistance I could here.

SENATOR MARSH: Senator Johnson. No question, would you move for the adoption of the committee amendment?

SENATOR JOHNSON: Yes, I would, Madam Chairman. What the committee did with LB 909 was strike Section 1 of the bill and that is what the committee amendment is. Senator Maresh, with this bill, had wanted to more carefully limit the kinds of investments that the trustees of perpetual care trust fund could make and he has a particular concern. There was a cemetery in Wilber, Nebraska, that felt at a time that it had been honked by the trustees of a \$30,000 perpetual care trust fund. It seemed to me and to the committee as we listened to the testimony and passed upon this measure, that, in fact, the problem may well have laid with the time when a new trustee of that particular trust fund decided that he or she wanted to, in effect, cash in